

**SEC. 71208. CALCULATION OF CERTAIN PAYMENTS UNDER THE CERTAIN PAYMENTS UNDER THE CERTAIN PAYMENTS IN LIEU OF TAXES PROGRAM.**

Section 6903(b) of title 31, United States Code, is amended by adding at the end the following:

“(3) For purposes of calculating payments under this subsection, a payment to a unit of general local government from the Natural Resources Permanent Fund established by section 300207(a) of title 36 shall be treated as follows:

“(A) Payments from the Forest Service Account established under section 300207(b)(1) of title 36 shall be treated as payments made pursuant to the sixth paragraph under the heading ‘FOREST SERVICE’ in the Act of May 23, 1908 (35 Stat. 260, chapter 192; 16 U.S.C. 500), and section 13 of the Act of March 1, 1911 (commonly known as the ‘Weeks Law’) (36 Stat. 963, chapter 186; 16 U.S.C. 500).

“(B) Payments made from the Bureau of Land Management Account established under section 300207(b)(2) of title 36 shall be treated as payments made pursuant to subsection (a) of title II of the Act of August 28, 1937 (50 Stat. 875, chapter 876; 43 U.S.C. 2605).

“(C) Payments made from the United States Fish and Wildlife Account established under section 300207(b)(3) of title 36 shall be treated the same as payments made pursuant to section 401(c)(2) of the Act of June 15, 1935 (commonly known as the ‘Refuge Revenue Sharing Act’) (49 Stat. 383, chapter 261; 16 U.S.C. 715s(c)(2)).”

**SA 2509.** Mr. BOOKER (for himself, Mr. CARPER, and Mr. DUCKWORTH) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of the amendment, add the following:

**DIVISION —ENVIRONMENTAL JUSTICE GRANT PROGRAMS**

**SEC. —. ENVIRONMENTAL JUSTICE GRANT PROGRAMS.**

(a) ENVIRONMENTAL JUSTICE GRANTS.—The Administrator of the Environmental Protection Agency is authorized to carry out—

(1) the Environmental Justice Small Grants Program and the Environmental Justice Collaborative Problem-Solving Cooperative Agreement Program, as those programs are in existence on the date of enactment of this Act; and

(2) the Community Action for a Renewed Environment grant programs I and II, as in existence on January 1, 2012.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out the programs described in subsection (a)—

- (1) \$50,000,000 for fiscal year 2022; and
- (2) such sums as may be necessary for each fiscal year thereafter.

**SA 2510.** Mr. BOOKER submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid high-

ways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 11315 of division A.  
Strike section 11317 of division A.  
Strike section 11318 of division A.  
Strike section 40206 of division D.  
Strike section 40806 of division D.  
Strike section 40807 of division D.

**SA 2511.** Mr. BLUMENTHAL (for himself, Mr. MARKEY, Mr. MURPHY, Mr. VAN HOLLEN, Mrs. GILLIBRAND, Ms. WARREN, and Mr. BOOKER) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2672, line 10, strike “\$6,000,000,000” and insert “\$16,000,000,000”.

On page 2672, line 13, strike “\$1,200,000,000” and insert “\$3,200,000,000”.

On page 2672, line 15, strike “\$1,200,000,000” and insert “\$3,200,000,000”.

On page 2672, line 16, strike “\$1,200,000,000” and insert “\$3,200,000,000”.

On page 2672, line 18, strike “\$1,200,000,000” and insert “\$3,200,000,000”.

On page 2672, line 20, strike “\$1,200,000,000” and insert “\$3,200,000,000”.

On page 2681, line 5, strike “\$36,000,000,000” and insert “\$56,000,000,000”.

On page 2681, line 7, strike “\$7,200,000,000” and insert “\$11,200,000,000”.

On page 2681, line 9, strike “\$7,200,000,000” and insert “\$11,200,000,000”.

On page 2681, line 11, strike “\$7,200,000,000” and insert “\$11,200,000,000”.

On page 2681, line 12, strike “\$7,200,000,000” and insert “\$11,200,000,000”.

On page 2681, line 14, strike “\$7,200,000,000” and insert “\$11,200,000,000”.

On page 2681, line 18, strike “\$24,000,000,000” and insert “\$44,000,000,000”.

**SA 2512.** Mr. MERKLEY (for himself and Mr. WYDEN) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title I of division A, add the following:

**SEC. 111 —. FEDERAL GRANTS FOR PEDESTRIAN AND BIKE SAFETY IMPROVEMENTS.**

(a) DEFINITIONS.—In this section:

(1) COVERED PUBLIC AUTHORITY.—The term “covered public authority” means a public authority with jurisdiction over a toll facility located within—

- (A) a National Scenic Area; and
- (B) the National Trail System.

(2) NATIONAL SCENIC AREA.—The term “National Scenic Area” means an area of the National Forest System federally designated as

a National Scenic Area in recognition of the outstanding natural, scenic, and recreational values of the area.

(3) NATIONAL TRAIL SYSTEM.—The term “National Trail System” means an area described in section 3 of the National Trails System Act (16 U.S.C. 1242).

(4) PUBLIC AUTHORITY; TOLL FACILITY.—The terms “public authority” and “toll facility” have the meanings such terms would have if such terms were included in chapter 1 of title 23, United States Code.

(b) EXEMPTION FROM CERTAIN REQUIREMENTS.—Notwithstanding any provision of title 23, United States Code, or any regulation issued by the Secretary, section 129(a)(3) of that title shall not apply to a covered public authority that receives funding under that title for pedestrian and bike safety improvements.

(c) NO TOLL.—A covered public authority may not charge a toll, fee, or other levy for the use of an improvement described in subsection (b).

(d) EFFECTIVE DATE.—

(1) IN GENERAL.—A covered public authority shall be eligible for an exemption under subsection (b) during the 10-year period beginning on the date of enactment of this Act.

(2) APPLICABILITY OF EXEMPTION.—Any exemption granted under section this shall remain in effect after the effective date described in paragraph (1).

**SA 2513.** Mr. MERKLEY submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 1663, line 7, strike “ELECTRIC VEHICLES” and insert “AUTOMOBILES”.

On page 1663, lines 11 and 12, strike “electric vehicles” and insert “internal combustion engine vehicles, including oil exploration and drilling”.

**SA 2514.** Mr. MERKLEY (for himself and Mr. INHOFE) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

In paragraph (1) of the matter under the heading “STATE AND TRIBAL ASSISTANCE GRANTS” under the heading “ENVIRONMENTAL PROTECTION AGENCY” in title VI of division J, strike the second and third provisos and insert “Provided further, That funds provided under this paragraph in this Act shall not be subject to the matching or cost share requirements of sections 602(b)(2), 602(b)(3), or 202 of the Federal Water Pollution Control Act: *Provided further*, That, notwithstanding the requirements of section 603(d) of the Federal Water Pollution Control Act, for the funds provided under this paragraph in this Act, each State shall use not less than 50 percent of the amount of its capitalization grants to provide additional subsidization to eligible recipients in the form

of assistance agreements with 100 percent forgiveness of principal or grants, or any combination of these.”.

In paragraph (2) of the matter under the heading “STATE AND TRIBAL ASSISTANCE GRANTS” under the heading “ENVIRONMENTAL PROTECTION AGENCY” in title VI of division J, strike the second and third provisos and insert “*Provided further*, That funds provided under this paragraph in this Act shall not be subject to the matching or cost share requirements of section 1452(e) of the Safe Drinking Water Act: *Provided further*, That, notwithstanding the requirements of section 1452(f) of the Safe Drinking Water Act, for the funds provided under this paragraph in this Act, each State shall use not less than 50 percent of the amount of its capitalization grants to provide additional subsidization to eligible recipients in the form of assistance agreements with 100 percent forgiveness of principal or grants, or any combination of these.”.

In paragraph (3) of the matter under the heading “STATE AND TRIBAL ASSISTANCE GRANTS” under the heading “ENVIRONMENTAL PROTECTION AGENCY” in title VI of division J, strike the third proviso and insert “*Provided further*, That funds provided under this paragraph in this Act deposited into Drinking Water State Revolving Funds shall be provided to eligible recipients as assistance agreements with 100 percent principal forgiveness or as grants (or a combination of these)”.

**SA 2515.** Mr. MERKLEY (for himself and Ms. MURKOWSKI) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2585, line 6, strike “three” and insert “four”.

On page 2587, line 3, strike “three” and insert “four”.

On page 2589, line 2, strike “three” and insert “four”.

On page 2590, line 15, strike “three” and insert “four”.

On page 2592, line 6, strike “three” and insert “four”.

On page 2597, line 4, strike “three” and insert “five”.

On page 2616, line 24, insert “Federal” before “salaries”.

**SA 2516.** Mr. COONS (for himself, Mr. SCOTT of South Carolina, Mr. WARNOCK, Mr. TILLIS, Mr. BOOKER, and Mrs. HYDE-SMITH) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division A, add the following:

#### **TITLE V—IGNITE HBCU EXCELLENCE ACT** **SEC. 15001. SHORT TITLE.**

This title may be cited as the “Institutional Grants for New Infrastructure, Technology, and Education for HBCU Excellence Act” or the “IGNITE HBCU Excellence Act”.

#### **SEC. 15002. GRANTS FOR THE LONG-TERM IMPROVEMENT OF HBCUS.**

(a) **IN GENERAL.**—The Secretary shall award grants to eligible entities, on a competitive basis, to support long-term improvements to the facilities of such entities in accordance with this title.

(b) **APPLICATION.**—To be considered for a grant under this section, an eligible entity shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require, including—

(1) to the extent possible, the information necessary for the Secretary to make the determinations under subsection (c);

(2) a description of the projects that such eligible entity plans to carry out with the grant, and how such projects will advance the long-term goals of the entity; and

(3) an explanation of how such projects will reduce risks to the health, welfare, and safety of students, staff, administrators, faculty, researchers, and guests at such eligible entity.

(c) **PRIORITY.**—In awarding grants under this section, the Secretary—

(1) shall give priority to eligible entities that—

(A) demonstrate the greatest need to improve campus facilities, as determined by a comparison of factors identified by the Secretary, which may include—

(i) consideration of threats posed by the proximity of such facilities to toxic sites;

(ii) the vulnerability of such facilities to natural disasters and environmental risks;

(iii) the median age of such facilities, including the facilities that such eligible entities will use grant funds to improve;

(iv) the extent to which student enrollment exceeds physical and instructional capacity;

(v) the condition of major systems in such facilities such as heating, ventilation, air conditioning, electrical, water, and sewer systems;

(vi) the condition of roofs, windows, and doors of such facilities;

(vii) other critical health and safety conditions;

(viii) the number and condition of facilities in significant disrepair; and

(ix) the total amount of deferred maintenance of such facilities;

(B) demonstrate the most limited capacity to raise funds for the long-term improvement of campus facilities, as determined by an assessment of—

(i) the current and historic ability of the eligible entity to raise funds for construction, renovation, modernization, and major repair projects for campus;

(ii) whether the eligible entity has been able to issue bonds or receive other funds to support school construction projects; and

(iii) the bond rating of the eligible entity;

(C) enroll the highest percentages of students who are eligible to receive a Federal Pell Grant under subpart 1 of part A of title IV of the Higher Education Act of 1965 (20 U.S.C. 1070a et seq.), and whose families qualify for other Federal need-based aid;

(D) are public institutions facing declining State support or investment; or

(E) demonstrate an effort to seek support from public and private entities for projects carried out with a grant awarded under this title; and

(2) may give priority to eligible entities—

(A) that lack access to high-speed broadband and will use the grant funds to

improve access to high-speed broadband sufficient to support digital learning in accordance with section 15003(a)(6); or

(B) at which the highest degree that is predominantly awarded to students is an associate's degree.

(d) **GEOGRAPHIC DISTRIBUTION.**—The Secretary shall ensure that grants under this section are awarded to eligible entities in a manner that reflects the geographic distribution of such entities in the United States.

(e) **TECHNICAL ASSISTANCE.**—The Secretary, directly or by grant or contract, may provide technical assistance to eligible entities to prepare the entities to qualify, apply for, and maintain a grant, under this title.

(f) **RELATIONSHIP TO HBCU CAPITAL FINANCING PROGRAM.**—

(1) **IN GENERAL.**—The Secretary may take into consideration whether an eligible entity has received a loan under a loan agreement made under part D of title III of the Higher Education Act of 1965 (20 U.S.C. 1066 et seq.) when—

(A) reviewing grant applications under this section;

(B) determining priority under subsection (c); and

(C) determining the amount awarded for a grant under this title.

(2) **PRIORITY.**—With respect to paragraph (1)(B), the Secretary may—

(A) determine that an eligible entity should not receive priority under subsection (c) if such entity has received a loan under a loan agreement made under part D of title III of the Higher Education Act of 1965 (20 U.S.C. 1066 et seq.); and

(B) determine that an eligible entity should receive higher priority under subsection (c) if such entity has not received a loan under a loan agreement made under part D of title III of the Higher Education Act of 1965 (20 U.S.C. 1066 et seq.).

#### **SEC. 15003. GRANT USES.**

(a) **PERMITTED USES.**—Except as provided in subsection (b), an eligible entity that receives a grant under this title shall use such grant funds to carry out at least one of the following activities:

(1) Construct, modernize, renovate, or retrofit the campus facilities of such entity, which may include—

(A) providing for the improvement of existing, or the establishment of new, instructional program spaces, laboratories, or research facilities relating to fields of science, technology, engineering, the arts, mathematics, health, agriculture, education, medicine, law, and other disciplines;

(B) constructing or improving roads or other transportation infrastructure on campus, for which the eligible entity is responsible;

(C) establishing or improving the use of campus facilities for the purpose of community-based partnerships that provide students and community members with academic, health, career, and social services; and

(D) preserving facilities with historic significance, and facilities that house historic or cultural artifacts.

(2) Purchase or modernize vehicle fleets owned and operated by such entity that are used primarily for the purpose of facilitating campus accessibility and student academic activities.

(3) Carry out major repairs to the facilities or other physical plants of such entity, including deferred maintenance projects.

(4) Acquire and install academic and residential furniture, fixtures, and instructional research-related equipment and technology in the campus facilities of such entity.

(5) For the purpose of facilitating the construction of new campus facilities funded with a grant under this title—